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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
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11 MMCA GROUP, LTD.,

No. C-06-7067 MMC

12 Plaintiff,

**ORDER DENYING MOTION FOR  
SECTION 1292(b) CERTIFICATION, TO  
STAY ACTION PENDING APPEAL, AND  
TO VACATE CURRENT DEADLINES;  
VACATING HEARING**

13 v.

14 HEWLETT-PACKARD COMPANY, et al.,

15 Defendants.

/ (Docket No. 115)  
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17 Before the Court is plaintiff MMCA Group, Ltd.'s ("MMCA") motion to certify for  
18 interlocutory appeal, pursuant to 28 U.S.C. § 1292(b), the Court's February 23, 2007 order  
19 disqualifying MMCA's prior counsel, to stay the instant action pending appeal, and to  
20 vacate all current deadlines. Defendants Hewlett-Packard Company, Warren Rother, and  
21 Robert Cozzolina (collectively, "HP") have filed a single opposition. Defendants Pica  
22 Corporation, Rodolfo Diaz, Kevin Hunsaker, and Luis Ortega each have filed separate  
23 joinders in HP's opposition. MMCA has filed a reply. Having considered the papers filed in  
24 support of and in opposition to the motion, the Court finds the matter appropriate for  
25 resolution without oral argument, see Civil L.R. 7-1(b), hereby VACATES the April 27, 2007  
26 hearing, and finds as follows:

27 For the reasons set forth in HP's opposition, the Court's order of disqualification  
28 does not "involve[ ] a controlling question of law as to which there is substantial ground for

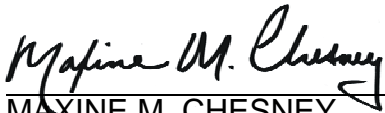
1 difference of opinion,” see 28 U.S.C. § 1292(b), and an immediate appeal therefrom will not  
2 “materially advance the ultimate termination of the litigation,” see id.

3 Accordingly, MMCA’s motion is hereby DENIED.

4 This order terminates Docket No. 115.

5 **IT IS SO ORDERED.**

6 Dated: April 18, 2007

  
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MAXINE M. CHESNEY  
United States District Judge